The Honorable John C. Coughenour  The Honorable John C. Coughenour  UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON AT TACOMA  DANIEL MITCHELL, et al.,  Plaintiffs,  V.  CHUCK ATKINS, et al.,  Defendants,  SAFE SCHOOLS SAFE COMMUNITIES,  Intervenor-Defendant.  STIPULATION  1. Plaintiffs and Defendants intend to file cross motions for summary judgment.  Rather than each party filing separate briefs, resulting in six briefs, the Parties have conferred and jointly agreed to a briefing schedule to allow for the submission of four briefs to the Court, pursuant to Local Civil Rule 7(k). The Parties have also conferred and agreed to an extension of the word count limits given the combined briefing. Good cause exists for this request, and the parties hereby stipulate to the following:  2. Parties propose the following dispositive motion briefing schedule and word count limits:  • Plaintiffs file their Motion for Summary Judgment, not to exceed 8,400 words, November 14, 2023, noted for January 30, 2024.	1		
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November 14, 2023, noted for January 30, 2024.	25	Plaintiffs file their Motion for S	ummary Judgment, not to exceed 8,400 words,
, , , , , , , , , , , , , , , , , , ,	26	November 14, 2023, noted for Ja	nuary 30, 2024.

1	Any Defendants may file their Combined Cross Motions for Summary Judgment	
2	and Oppositions to Plaintiffs' Motion for Summary Judgment not to exceed	
3	12,000 words, by December 12, 2023, noted for January 30, 2024. Intervenor-	
4	Defendant may file a supplemental brief not to exceed 6,000 words.	
5	Plaintiffs will file their Combined Reply in Support of Plaintiffs' Motion for	
6	Summary Judgment and Opposition to Defendants' Joint Motions for Summary	
7	Judgment, not to exceed 10,000 words, by January 9, 2024.	
8	Defendants will file their Replies in Support of their Motions for Summary	
9	Judgment, not to exceed 4,200 words, by January 30, 2024. Intervenor-Defendant	
10	may file a supplemental brief not to exceed 2,100 words.	
11	The Parties believe that the issues in this case are appropriate for resolution on summary	
12	judgment and, particularly given that Plaintiffs will not be offering any expert testimony, that it	
13	is likely no trial will be necessary at all. As such, the Parties request that the other deadlines in	
14	this case be suspended pending resolution of the dispositive motions, to be reset if any issues or	
15	claims remain in this case following summary judgment.	
16	DATED this 14th day of September 2023.	
17	Presented by:	
18	ROBERT W. FERGUSON Attorney General	
19	Attorney deneral	
20	<u>/s/ R. July Simpson</u> R. JULY SIMPSON, WSBA #45869	
21	Assistant Attorney General NOAH G. PURCELL, WSBA #43492	
22	Solicitor General WILLIAM MCGINTY, WSBA #41868	
23	ANDREW HUGHES, WSBA#49515 Assistant Attorneys General	
24	July.Simpson@atg.wa.gov Noah.Purcell@atg.wa.gov	
25	William.McGinty@atg.wa.gov Andrew.Hughes@atg.wa.gov	
26	Attorneys for Defendant Teresa Berntsen	

1	Approved as to Form:
2	CLARK COUNTY PROSECUTOR'S OFFICE
3 4	/s Leslie Anne Lopez LESLIE ANNE LOPEZ, WSBA #46118 Prosecuting Attorney Leslie.Lopez@clark.wa.gov Attorney for Defendant Chuck Atkins
5	ALBRECHT LAW PPL
6	/s David K. DeWolf
7	MATTHEW C. ALBRECHT, WSBA #36801 DAVID K. DEWOLF, WSBA #10875
8	Attorneys at Law Matt@albrechtlawfirm.com
9	David@albrechtlawfirm.com Attorneys for Plaintiffs Robin Ball, Nathaniel
10	Casey, Daniel Mitchell, National Rifle Association, Luke Rettmer, Second Amendment
11	Foundation, and Matthew Wald
12	ARD LAW GROUP PPLC
13	/s Joel B. Ard JOEL B. ARD, WSBA #40104
14	Attorney at Law Joel@ard.law
15	Attorneys for Plaintiffs Robin Ball, Nathaniel Casey, Daniel Mitchell, National Rifle
16	Association, Luke Rettmer, Second Amendment Foundation, and Matthew Wald
17	OFFICE OF SPOKANE CITY ATTORNEY
18	/s Nathaniel Odle
19	<u>/s Nathaniel Odle</u> NATHANIEL ODLE, WSBA #39602 Assistant City Attorney
20	Nodle@spokanecity.org Attorney for Defendant Craig Meidl
21	PACIFICA LAW GROUP LLP
22	/s Kai A. Smith
23	ZACHARY J. PEKELIS, WSBA #44557 KAI A. SMITH, WSBA # 54749
24	Attorneys at Law Zach.Pekelis@pacificalawgroup.com
25	Kai.Smith@pacificalawgroup.com Attorneys for Intervenor-Defendant Safe Schools
26	Safe Communities

1	<u>ORDER</u>
2	IT IS HEREBY ORDERED:
3	That the stipulation of the Parties is APPROVED and ADOPTED.
4	DATED this day of 2023.
5	
6	HON. JOHN C. COUGHENOUR
7	Chief United States District Judge
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1 **DECLARATION OF SERVICE** 2 I hereby declare that on this day I caused the foregoing document to be electronically 3 filed with the Clerk of the Court using the Court's CM/ECF System which will send notification 4 of such filing to all counsel of record. 5 I declare under penalty of perjury under the laws of the State of Washington and the 6 United States of America that the foregoing is true and correct. 7 DATED this 14th day of September 2023, at Tacoma, Washington. 8 9 s/R. July Simpson R. JULY SIMPSON, WSBA #45869 10 Assistant Attorney General 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26